

REGULAR MEETING - CITY COUNCIL / LINCOLN REDEVELOPMENT SUCCESSOR AGENCY /
LINCOLN PUBLIC FINANCING AUTHORITY
December 13, 2016



**CITY OF LINCOLN
REGULAR MEETING - CITY COUNCIL /
LINCOLN REDEVELOPMENT SUCCESSOR
AGENCY / LINCOLN PUBLIC FINANCING
AUTHORITY
December 13, 2016**

Spencer Short, Mayor

Peter Gilbert, Mayor Pro Tem

Paul Joiner, Council Member

Stan Nader, Council Member

Gabriel Hydrick, Council Member

AS A COURTESY, PLEASE TURN OFF ALL CELL PHONES & ELECTRONIC DEVICES DURING THE MEETING

REGULAR CITY COUNCIL

6:00 PM

City Hall

Council Chambers

600 Sixth Street

Lincoln, CA 95648

1. **Call to Order**
2. **Roll Call**
3. **Pledge of Allegiance**



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4. Invocation by Father Andrew Kadel of St. James Episcopal Church.

5. PRESENTATIONS

5.A. **ELECTION CERTIFICATION (Seated Council)** - Adopt **RESOLUTION 2016-228** Certifying the Official Canvass of Election Returns for The General Municipal Election Held November 8, 2016. (Scanlon)

[5A.Lincoln Staff Report & Reso for Official Canvass of Election Returns.GSCANLON.final.pdf](#)

5.B. RECOGNITION OF EXITING CITY TREASURER

5.C. RECOGNITION OF EXITING CITY COUNCILMEMBER

5.D. OATH OF OFFICE - CITY TREASURER

5.E. OATH OF OFFICE - CITY COUNCILMEMBER (1)

5.F. OATH OF OFFICE - CITY COUNCILMEMBER (2)

5.G. OATH OF OFFICE - CITY COUNCILMEMBER (3)

5.H. BREAK FOR REFRESHMENTS

6. CALL TO ORDER - NEWLY ELECTED COUNCILMEMBERS

7. Agenda Review Modification

8. Citizens Addressing Council - If you wish to address Council on any item of interest to the public and within the Council's purview (the item may or may not be on the agenda), please complete a speaker card (voluntary) and deliver it to the City Clerk prior to the



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meeting. When your name is called, stand to be recognized by the Mayor. Please note: comments from the audience WITHOUT coming to the podium may be disregarded or ruled out of order. All speakers' time will be limited to three (3) minutes, unless extended by the Mayor. ALL comments/questions should be addressed to the Mayor and in most cases, the City Council is prohibited from discussing or taking action on any item not appearing on the posted agenda.

9. Presentations

9.A. **LINCOLN THEATRE COMPANY ANNUAL REPORT.** *(Paul Schechter)*

10. Consent - NOTICE TO THE PUBLIC: All matters on the Consent Agenda are considered to be routine and will be enacted by one motion. There will be no separate discussion of these items unless a member of the City Council or a citizen requests a specific item be removed from the Consent Agenda for separate action. Any items removed will be considered after the remainder of the Consent Agenda.

10.A. **MINUTES** –Approve Minutes of the November 15, 2016 Regular & Special Meetings. *(Scanlon)*

[10A minutes final.pdf](#)

10.B. **WARRANTS** – Adopt **Resolution 2016-229** receiving/filing Warrants of November 4, 10,18 and December 2, 2016. *(Scanlon)*

[10B Warrants 2016.December 13.gscanlon.pdf](#)

10.C. **1st AMENDMENT TO LICENSE AGREEMENT WITH WILLIAM JESSUP UNIVERSITY FOR MCBEAN STADIUM** - Adopt **RESOLUTION 2016-230** approving and authorizing the City Manager to execute a First Amendment to License Agreement with William Jessup University. *(Tillman)*

[10C Staff Report Reso First Amendment to License Agreement With WJU.2016December13.StillmanLWalker.pdf](#)

10.D. **BUDGET AUGMENTATION FOR CIP 135 ANNUAL WATERLINE REPLACEMENT PROJECT FOR CONSTRUCTION AND ENGINEERING DESIGN SERVICES, CREATION OF CIP 409; A - D STREETS WATERLINE REPLACEMENT AND STREET RECLAMATION PROJECT, AND ALLOCATION OF BOND PROCEEDS FROM FORMER RDA TO CIP 409 AND EXCHANGE OF \$744,000 FROM FUND 711 TO FUND 540** - (1) Adopt **RESOLUTION 2016-231** allocating \$1,040,000 from the unencumbered balance of Fund 711 – Water Capital Replacement Fund to CIP 135 – Annual Waterline Replacement Project for replacement of waterlines on H, I, J, 8th and 9th Streets; (2) Adopt **RESOLUTION 2016-232** creating CIP 409: A – D Streets Waterline Replacement & Street Reclamation Project and allocating \$107,500 from unencumbered balance of Fund 711 – Water Capital Replacement Fund and allocating \$152,500 from unencumbered balance of Fund 221 – Street Fund Gas Tax to CIP 409 – Downtown Waterline and Street Replacement Project; and (3) Adopt **RESOLUTION 2016-233** approving the allocation of bond proceeds from the former RDA in the amount of \$744,000 for portions of the projects that are included within the boundaries of the former Redevelopment Project Area and exchange of \$744,000 from Fund 711 Water Capital Replacement to Fund



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540 Capital Replacement. (*Leftwich*)

[10D CIP 135 CIP 409 Budget Augmentation.DOC1.Staff Report Resolution&ATTACHMENT S.2016December13.mfernandez.pdf](#)

10.E. **NELSON LANE BRIDGE PROJECT - RIGHT OF WAY PURCHASE AND GRANT OF EASEMENTS** - Adopt **RESOLUTION 2016-234** authorizing the City Manager to sign the necessary escrow documents for the purchase of right of way and the granting of easements required for the Nelson Lane Bridge Project. (*Leftwich*)

[10E Nelson Lane Right of Way.DOC 1.Staff Report Resolution&ATTACHMENTS.2016December13.rneufeld.pdf](#)

10.F. **AMENDMENT TO MUNICIPAL CODE AND ENACTING P-PARKS& ENACTING PUB – PUBLIC USES** - Second reading and adoption of **ORDINANCE 929B** amending Lincoln Municipal Code Section 18.06.010; **ORDINANCE 930B** enacting Chapter 18.31 PUB – Public Uses; and **ORDINANCE 931B** enacting Chapter 18.33 P – Parks. (*Poetsch*)

[10F PUB P Second Reading-CC Final\(2\).pdf](#)

10.G. **WILLOW ROOM FEE REDUCTION** - Adopt **RESOLUTION 2016-235** approving change to Master Fee Schedule in regards to the Library Willow Room. (*Hunt*)

[10G Willow Room Fee Schedule.DOC1.Staff Report and Resolution.2016Dec13.pdf](#)

10.H. **AUTHORIZE CITY SPONSORSHIP OF AIRFEST 2017**- Adopt **RESOLUTION 2016-236** authorizing: 1) the City's sponsorship of the 2017 AirFest at the Lincoln Regional Airport; and 2) authorizing a budget augmentation of the Fiscal Year 16/17 Annual Budget in the amount of \$14,700 from the Airport Fund 750 to cover the City's cost to sponsor the event. (*Hanson*)

[10H Airfest Staff Report and Reso RC FINAL.pdf](#)

10.I. **FIRE ENGINE PURCHASE** - Adopt **RESOLUTION 2016-237** authorizing the following items: 1) the City Manager to purchase a Hi-Tech/Spartan Gladiator LFD fire engine for the Fire Department using a tag-on (piggyback contract) with the City of San Jose for an amount not to exceed \$598,090; and 2) authorizing a budget augmentation in the amount of \$12,190 from the Vehicle Replacement Fund 610 to cover the total purchase. Fire Engine Purchase. (*Hanson*)

[10I Hi-Tech Staff Report-12.1.16.pdf](#)

10.J. **AGREEMENT WITH ARC ALTERNATIVES TO PROVIDE PROFESSIONAL ENGINEERING SERVICES TO ASSIST WITH IMPLEMENTATION OF TWO PHOTOVOLTAIC POWER SYSTEM (SOLAR PROJECTS)** - Adopt **RESOLUTION 2016-238** authorizing: the City Manager to enter into a professional Services Agreement with ARC Alternatives to provide professional engineering services to assist with Capital Improvement Project (CIP) #407 Wastewater Treatment and Reclamation Facility (WWTRF) Solar Project and CIP #409 Citywide Solar Project (solar projects) for an amount not to exceed \$109,761 (including a 10% contingency and proposed add alternatives), for a two year term with the option to renew for one additional two year term; and augment the 2016/2017 Annual Budget to include: \$54,881 for (CIP) #407 from the Wastewater Fund 720 and \$54,880 for CIP



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#409 from the Water Fund 710. (Hanson)

[10J Council Agenda Item Solar Engineer & ATTACHMENTS 12-13-16 FINAL.pdf](#)

11. Public Hearings

11.A. URGENCY ORDINANCE EXTENDING A TEMPORARY MORATORIUM PROHIBITION THE OUTDOOR CULTIVATION OF MARIJUANA AND PROHIBITING THE SALE OF NONMEDICAL MARIJUANA - Conduct a Public Hearing and Introduce by Title and Summary Only and Urgency **ORDINANCE 933B** Extending a Temporary Moratorium Prohibiting the Outdoor Cultivation of Marijuana and Prohibiting the Sale of Nonmedical Marijuana. (Ebrahimi)

[11A Lincoln extension of marijuana moratorium staff report & ORDINANCE proposition 64 .pdf](#)

11.B. ADOPTION OF TEXT AMENDMENTS TO CHAPTER 18.22, COMMERCIAL DISTRICT (OUTDOOR STORAGE), AND 18.60, ALCOHOL SALES – (1) Conduct a Public Hearing; (2) Waive full reading and introduce by title and number the following Text Amendments to the following Chapters of the Lincoln Zoning Ordinance: (a.) Adopt **Ordinance 934B** amending Chapter 18.22 – Commercial District; and, (b) Adopt **Ordinance 935B** amending Chapter 18.60 – Alcohol Sales. (Bermudez)

[11B Alcohol Sales Outdoor storage CC StaffRpt JBv2LWv3JB.pdf](#)

11.C. VILLAGE 7 PHASE 1 VESTING TENTATIVE SUBDIVISION MAP AND RELATED AMENDMENTS - (1) Conduct a Public Hearing for the Village 7 Phase 1 Vesting Subdivision Map and Related Amendments; (2) Adopt **RESOLUTION 2016-239**, thereby determining the project has been adequately addressed under the Village 7 Specific Plan Project EIR (SCH No. 2005062001) and that no further analysis under the California Environmental Quality Act (CEQA) is required or appropriate; (3) Adopt **RESOLUTION 2016-240**, thereby amending the General Plan land use diagram to reflect the amended land uses requested by the applicant; (4) Adopt **RESOLUTION 2016-241**, thereby amending the Village 7 Specific Plan to reflect the amended land uses requested by the applicant; (5) Introduce and waive first reading of **ORDINANCE 927B**, thereby amending the Village 7 General Development Plan to reflect the amended land uses requested by the applicant; (6) Adopt **RESOLUTION 2016-242**, thereby approving the Village 7- Phase 1 Vesting Tentative Subdivision Map; (7) Introduce and waive first reading of **ORDINANCE 928B**, thereby amending the Village 7 Development Agreement between the City of Lincoln and Lincoln Land Holdings LLC aka Lewis Communities. (Junker)

[11C Village7 CC Staff Report v4.pdf](#)

[11C Village7 CC Exhibits Complete.pdf](#)

12. General Business

12.A. APPROVING THE SALARY SCHEDULE CHANGES TO INCLUDE NEW POSITIONS, PUBLISH TWO SALARY SCHEDULES FOR LPOA AND PUBLIC SAFETY MID-MANAGEMENT, IMPLEMENT MINIMUM WAGE ADJUSTMENTS AND IMPROVE FORMATTING - Adopt **RESOLUTION 2016-243** 1) Approving the Salary Schedule Changes to Include the Library Manager and GIS Analyst I/II Classifications, 2) Publish Two Salary Schedules for LPOA and Public Safety Mid-Management to Reflect a 2080 hour and 2184 hour Work Schedule, 3)



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Implement Minimum Wage Adjustments, and 4) Improve Formatting (*Trupovnieks*)

[12A final.pdf](#)

12.B. AUTHORIZING THE CITY MANAGER TO MAKE CHANGES TO THE CALPERS HEALTH CONTRACT – Adjusting Employer Healthcare Contributions for Department Heads, City Manager, and City Council - Adopt **RESOLUTION 2016-244** authorizing the City to make changes to the current CalPERS Healthcare Contract for three distinct groups: Department Heads, City Manager, and City Council. Staff requests the authorization to make the appropriate adjustment to the healthcare contract with PERS reflecting the language in the current individual employment contracts. The language in the individual contracts are each tied to the lowest cost HMO healthcare plan available in the Sacramento Region and the lowest cost plan has changed to Kaiser for the 2017 calendar year. (*Trupovnieks*)

[12B Change CalPERS ER health contributions 2017 chgs CM DH CC -rpt,reso 2016Dec 13.pdf](#)

12.C. NOTICE OF COMPLETION FOR THE MID-WESTERN PLACER REGIONAL SEWER PROJECT - REGIONAL AND RECLAMATION PIPELINES - Adopt **RESOLUTION 2016-245** accepting the scope of work performed by Steven P. Rados, Inc. (Rados) for the Mid-Western Placer Regional Sewer Project – Regional and Reclamation Pipelines (Project) as complete and authorizing the City Clerk to file a Notice of Completion with the Placer County Recorder. (*Leftwich*)

[12C Regional Sewer Pipeline NOC.DOC1.staff report resolution and Attachment A-F NOC.rle ftwich.pdf](#)

12.D. EXTENSION OF AGREEMENT FOR PURCHASE AND ASSIGNMENT OF CONSERVATION EASEMENT BY AND BETWEEN CITY AND LEWIS (Lincoln Land Holdings, LLC) - Adopt **RESOLUTION 2016-246** authorizing the City Manager to execute an extension of the Agreement for the Purchase and Assignment of Conservation Easement by and between the City of Lincoln (Seller) and Lincoln Land Holdings, LLC (Buyer); regarding 162± acres of City owned land located north of the WWTRF for the development of a mitigation resource area pursuant to a conservation easement. (*Wheeler*)

[12D Lewis Cnsvtn Esmt Extension CC StaffRept 20161213 v3.pdf](#)

12.E. NID TAX SHARING AGREEMENT - (1) Review the Tax Sharing Agreement between Nevada Irrigation District and the City of Lincoln for annexation of exclusion area properties within the NID service boundary, and; (2) Adopt **RESOLUTION 2016-247** to approve the tax sharing agreement between the City of Lincoln and Nevada Irrigation District. (*Wheeler*)

[12E NID Tax Sharing Agrmt CC, reso & ex 2&3 20161213 mjlV3.pdf](#)

12.F. APPROVAL OF THE PFE IMPLEMENTATION PLAN AND POLICIES - Adopt **RESOLUTION 2016-248** to approve the Public Facilities Element Implementation Plan and Policies, and (2) review as an information item the proposed Master PFE List for Transportation, Water, Wastewater and Drainage. (*Ambrose*)

[12f PFE Implementation Plan 12-13-16 SA rpt & reso&attachments.pdf](#)



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13. Information Items

14. Council Initiated Business

14.A. **STRATEGIC ACTION PLAN FOR ECONOMIC DEVELOPMENT** - Council consensus to receive written quarterly reports. *(Nader)*

[14A.pdf](#)

14.B. **ROLE OF ELECTED OFFICIALS IN ECONOMIC DEVELOPMENT** - Council consensus to placing of the document on the City's webpage for economic development. *(Nader)*

[14B.pdf](#)

14.C. **POLICY DIRECTION REGARDING THE DEVELOPMENT OF CITY-OWNED PROPERTY ON 1ST STREET, ADJACENT TO FIRE STATION #34** (former Creekside Village project). *(Nader)*

[14c City Property policy direction CC StaffRpt&MAP 20161213 JBV3 2 .pdf](#)

15. Committee Reports

16. CITIZENS ADDRESSING COUNCIL - CLOSED SESSION

17. Adjournment



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NOTE: *Materials related to an item on this Agenda submitted to the Council/Redevelopment Successor Agency after distribution of the agenda packet are available for public inspection in the City Clerk's office at 600 Sixth Street, Lincoln, CA during normal business hours. Such documents are also available on the City of Lincoln's website at <http://www.lincolnca.gov/> subject to staff's availability to post the documents before the meeting.*

In compliance with the American with Disabilities Act, the City will provide special assistance for disabled members of the public. The meeting room is wheelchair accessible and disabled parking is available. If you have a disability and need a disability-related modification or accommodation to participate in the meeting, please contact the City Clerk's Office at (916) 434-2490. As a courtesy, please make every effort to inform the Clerk of your needs at least 24 hours prior to the meeting so the City may make reasonable arrangements to ensure accessibility to this meeting.

Pursuant to applicable laws and regulations, including without limitation, California Government Code Section 65009 and/or California Public Resources Code Section 21177, if you wish to challenge in court any of the above decisions (including any action regarding planning, zoning and/or environmental decisions), you may be limited to raising only those issues you or someone else raised at the public hearing(s) described in this notice/agenda, or in written correspondence delivered to the City at, or prior to, the public hearing.